IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor: William R. Priedeman, Jr.

Appln. No.: 10/511,784

Filed: October 15, 2004 Group Art Unit: 1791

For : Smoothing Method for Layered Deposition | Examiner: Goff, II, John L.

Modeling

Docket No.: S697.12-0065

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

ELECTRONICALLY FILED ON JUNE 3, 2010

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed February 3, 2010, finally rejecting claims 1, 3-5, 8, 10, 11, 16, 18-23, 27, 28, 33, and 43-49.

FEE STATUS

[X] Small entity status under 37 C.F.R. §§ 1.9 and 1.27 is established by a verified statement previously filed on April 17, 2002.

FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 1.17(b) the fee for filing the Notice of Appeal is:

[] other than a small entity \$540.00 [X] small entity \$270.00

EXTENSION OF TIME

These proceedings are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

(a) [X] Applicant petitions for an extension of time under 37 C.F.R. § 1.17(a)-(d) for the total number of months checked below:

Extension Fee for other than Fee for

(months) Large entity small entity

[X] one month \$ 130.00 \$ 65.00

[] two months	\$ 490.00	\$245.00
[] three months	\$1,110.00	\$555.00
[] four months	\$1,730.00	\$865.00

If an additional extension of time is required, please consider this a petition therefor.

TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$270.00 Extension fee (if any) \$65.00

Total Fee Due \$335.00

FEE PAYMENT

[X] A credit card payment in the amount of \$335.00 is paid herewith

[] Charge Deposit Account No. 23-1123, the sum of \$_.

The Director is authorized to charge any additional fees associated with this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By:/Brian R. Morrison/

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